UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

)	
CARLOS H. MCKENSI,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 1:09-cv-11940-JGD
)	
BANK OF AMERICA, N.A.,)	
)	
Defendant.)	
)	

STIPULATION OF DISMISSAL

Plaintiff Carlos H. McKensi and Defendant Bank of America, N.A. hereby stipulate that this action be dismissed, with prejudice, without interest, costs or attorneys' fees, and that the parties waive all rights of appeal and rights pursuant to Fed. R. Civ. P. 60.

Carlos McKensi, By his attorney,

/s/ Matthew Forbes

Matthew E. Forbes, Esq. BBO# 642310 ForbesGallagher 30 ManMar Drive, Suite 11 Plainville, MA 02762

Telephone: (508) 809-6141 Facsimile: (508) 377-9483 mforbes@forbesgallagher.com BANK OF AMERICA, as Trustee By its attorneys,

/s/ Richard E. Briansky_

Richard E. Briansky, BBO#632709 rbriansky@princelobel.com Joseph P. Calandrelli, BBO#666128 jcalandrelli@princelobel.com Prince, Lobel, Glovsky & Tye LLP 100 Cambridge Street, Suite 2200 Boston, MA 02114

Telephone: (617) 456-8000

Dated: October 19, 2010